

MARCIE KEENAN FARANO (State Bar No. 177939)
MATTHEW A. RICHARDS (State Bar No. 233166)
NIXON PEABODY LLP
One Embarcadero Center, Suite 1800
San Francisco, CA 94111-3996
Telephone: (415) 984-8200
Facsimile: (415) 984-8300

DEBORAH L. THAXTER (*pro hac vice*)
NIXON PEABODY LLP
100 Summer Street
Boston, MA 02110-2131
Telephone: (617) 345-1000
Facsimile: (617) 345-1300

Attorneys for Plaintiff Panthera Railcar LLC

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA – SAN FRANCISCO

PANTHERA RAIL CAR LLC,
Plaintiff,

vs.

KASGRO RAIL CORPORATION, a Pennsylvania
corporation, KASGRO LEASING, LLC, KR
LOGISTICS, LLC, and KASGRO RAIL CAR
MANAGEMENT,

Defendants.

Case No.: CV 12-06458 SI

**STIPULATION AND ~~PROPOSED~~ ORDER
TO CONTINUE CASE MANAGEMENT
CONFERENCE**

Complaint filed: December 20, 2012

STIPULATION

WHEREAS the Complaint in this action, entitled *Panthera Rail Car LLC v. Kasgro Rail Corporation, et al.* (N.D. Cal. Civil Case No. CV 12-06458 SI), was filed December 20, 2012;

WHEREAS pursuant to the Case Management Conference Order (Docket No. 27) in this action, the Initial Case Management Conference ("CMC") is presently set for April 26, 2013 at 2:30 p.m. in Courtroom 10, the Honorable Susan Illston presiding;

WHEREAS Marcie Keenan Farano, counsel for Plaintiff Panthera Rail Car LLC will be out of the country and unavailable on April 26, 2013; and

WHEREAS all parties and their counsel are presently available on May 3, 2013, and have agreed to a brief continuance of the Initial CMC until that date;

THEREFORE, IT IS HEREBY STIPULATED by and between Plaintiff Panthera Rail Car LLC, on the one hand, and Defendants Kasgro Rail Corporation, Kasgro Leasing, LLC, KR Logistics, LLC, and Kasgro Rail Car Management, on the other hand:

1. The Initial CMC in this action, entitled *Panthera Rail Car LLC v. Kasgro Rail Corporation, et al.* (N.D. Cal. Civil Case No. CV 12-06458 SI), shall be continued until May 3, 2013, at 2:30 p.m., or the first available date thereafter that is convenient for the Court.

2. All deadlines set by the Case Management Conference Order and/or by the Federal Rules of Civil Procedure and/or in relation to the original CMC date shall be continued and reset based on the new CMC date.

IT IS SO STIPULATED.

Dated: February 21, 2013

NIXON PEABODY LLP

By: /s/ Marcie Keenan Farano
MARCIE KEENAN FARANO
Attorneys for Plaintiff Panthera Railcar LLC

ATTESTATION CLAUSE

I hereby attest that I have on file all holograph signatures for any signatures indicated by a
“conformed” signature (/s/) within this efiled document.

Dated: February 21, 2013

QUARLES & BRADY LLP

By: /s/ John C. Schaak

STEVEN J. BERRYMAN

JOHN C. SCHAAK

JAMES E. GOLDSCHMIDT

Attorneys for Defendants Kasgro Rail

Corporation, Kasgro Leasing, LLC, and Kasgro
Rail Car Management

Dated: February 21, 2013

SHEPPARD, MULLIN, RICHTER & HAMPTON LLP

By: /s/ Steven B. Sacks

STEVEN B. SACKS

Attorneys for Defendants Kasgro Rail

Corporation, Kasgro Leasing, LLC, and Kasgro
Rail Car Management

Dated: February 21, 2013

STEYER LOWENTHAL BOODROOKAS ALVAREZ
& SMITH LLP

By: /s/ Lucas E. Gilmore

JEFFREY H. LOWENTHAL

LUCAS E. GILMORE

Attorneys for Defendant KR Logistics, LLC

Dated: February 21, 2013

ROSE & deJONG S.C.

By: /s/ Lora L. LoCoco

DOUGLAS W. ROSE

LORA L. LOCOCO

Attorneys for Defendants KR Logistics, LLC

[PROPOSED] ORDER

Pursuant to the Stipulation of the parties as set forth above, and for good cause showing, the Court orders as follows:

1. The Initial CMC in this action, entitled *Panthera Rail Car LLC v. Kasgro Rail Corporation, et al.* (N.D. Cal. Civil Case No. CV 12-06458 SI), is continued until May 3, 2013, at 2:30 p.m., or _____, 2013, the first available date thereafter that is convenient for the Court.
2. All deadlines set by the Case Management Conference Order and/or by the Federal Rules of Civil Procedure and/or in relation to the original CMC date shall be continued and reset based on the new CMC date.

IT IS SO ORDERED.

Dated: February 22, 2013



HON. SUSAN ILLSTON
UNITED STATES DISTRICT JUDGE